

SP-1754.1 US

CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

January 20, 2004
Date

Shirley E. O'Donnell
Shirley E. O'Donnell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jack W. Marple
Application No. : 10/719425
Filing Date: : November 21, 2003
For : High Discharge Capacity Lithium Battery

**Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Dear Sir:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97(b)

Pursuant to 37 CFR §§1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application or, to the undersigned's knowledge, before the mailing date of a first Office Action on the merits.

Copies of the listed documents are submitted herewith along with Form PTO-1449. Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitutes "prior art." If it should be determined that any of the listed documents do not constitute

Applicant : Jack W. Marple
Serial No. : 10/719425
Page No. : 2 of 2

"prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

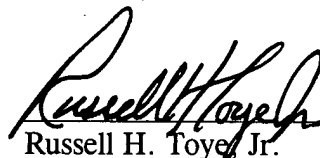
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 05-1325.

Respectfully submitted,

1/20/04

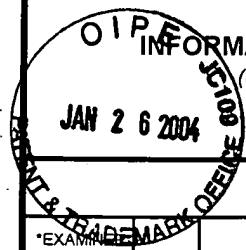
Date



Russell H. Toney, Jr.
Registration No. 43,200
Eveready Battery Company, Inc.
25225 Detroit Road
Post Office Box 450777
Westlake, Ohio 44145

INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				ATTY DOCKET NO. SP-1754.1 US		SERIAL NO. 10/719425		
				APPLICANT(S) Jack W. Marple		GROUP		
				FILING DATE November 21, 2003				
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		6,616,715	09/09/03	Kitoh, et al.	29	623.1		
		6,602,593	08/05/03	Callahan, et al.	428	316.6		
		6,566,012	05/20/03	Takita, et al.	429	254		
		6,479,190	11/12/02	Wensley	429	249		
		6,432,586	08/13/02	Zhang	429	251		
		6,368,742	04/09/02	Fisher, et al.	429	145		
		6,346,350	02/12/02	Call, et al.	429	249		
		6,322,923	11/27/01	Spotnitz, et al.	429	144		
		6,319,865	11/20/01	Mikami	442	400		
		6,287,730	09/11/01	Callahan, et al.	429	249		
		6,245,272	06/12/01	Takita, et al.	264	210.4		
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)								
EXAMINER				DATE CONSIDERED				

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

ATTY DOCKET NO.

SP-1754.1 US

SERIAL NO.

10/719425

APPLICANT(S)

Jack W. Marple

FILING DATE

November 21, 2003

GROUP

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,180,280	01/30/01	Spotnitz	429	62	
	6,153,133	11/28/00	Kaimai, et al.	264	41	
	6,132,654	10/17/00	Yu	264	46.1	
	6,080,507	06/27/00	Yu	429	62	
	6,057,061	05/02/00	Callahan, et al.	429	249	
	6,057,060	05/02/00	Yu	429	247	
	5,952,120	09/14/99	Yu, et al.	429	144	
	5,922,492	07/13/99	Takita, et al.	429	249	
	5,853,633	12/29/98	Kono, et al.	264	54	
	5,830,554	11/03/98	Kaimai, et al.	428	131	
	5,786,396	07/28/98	Takita, et al.	521	64	

FOREIGN PATENT DOCUMENTS

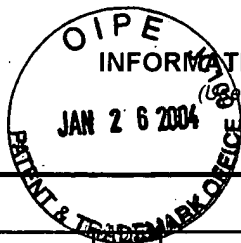
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



ATTY DOCKET NO. SP-1754.1 US	SERIAL NO. 10/719425
APPLICANT(S) Jack W. Marple	
FILING DATE November 21, 2003	GROUP

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5,691,077	11/25/97	Yu	429	62	
	5,667,911	09/16/97	Yu, et al.	429	144	
	5,453,333	09/26/95	Takauchi, et al.	429	62	
	5,281,491	01/25/94	Rein, et al.	429	62	
	5,290,414	03/01/94	Marple	204	252	
	5,240,655	08/31/93	Troffkin, et al.	264	28	
	5,051,183	09/24/91	Takita, et al.	210	500.36	
	4,629,666	12/16/86	Schlaikjer	429	194	
	4,379,815	04/12/83	Bubnick	429	66	
	2003/0072995	04/17/03	Nark, et al.	429	144	
	2002/0064706	05/30/02	Zhang, et al.	429	120	

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED
----------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.